

# EXHIBIT 1

## **Brown, Shirley CIV DLA TROOP SUPPORT (US)**

---

**From:** roseganist@aol.com  
**Sent:** Thursday, March 8, 2018 5:43 PM  
**To:** Brown, Shirley CIV DLA TROOP SUPPORT (US)  
**Cc:** roseganist@aol.com  
**Subject:** Re: RE: [Non-DoD Source] FOIA request 2018-001425

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

All active links contained in this email were disabled. Please verify the identity of the sender, and confirm the authenticity of all links contained within the message prior to copying and pasting the address to a Web browser.

---

Ms. Brown

Thank you for the reply. Based on the reply, you can delete item #1 from our request. Please bear in mind that the request pertains only to the delivery order SPEICL-18-F-1247.

Thank you for your attention to this matter.

Have a good day  
Ruth Ganister

Ruth E. Ganister  
Rosenthal and Ganister, LLC  
31 Turner Lane  
West Chester, PA 19380  
610-430-6890  
610-430-6889 (fax)  
roseganist@aol.com

### **SUBJECT TO ATTORNEY-CLIENT PRIVILEGE**

THE INFORMATION CONTAINED IN THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL(S) AND/OR ENTITY(S) TO WHICH IT IS ADDRESSED. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION AND AS SUCH IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR AND THAT ANY REVIEW, DISSEMINATION DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND/OR EMAIL AND RETURN THE ORIGINAL MESSAGE TO US. THANK YOU.

In a message dated 3/8/2018 1:09:52 PM Eastern Standard Time, Shirley.Brown@dla.mil writes:

Ms. Ganister,

I'm still waiting on the information from the contracting officer on item #5 of your request. After I receive it, I have to do submitter's notice to the company for the records to give them the opportunity to comment on what is proprietary or not.

My initial determination is that all of the records for item number 5 and parts of the the records regarding the contract and proposal will not be releasable in accordance with FOIA exemption (b)(4), which protects confidential commercial/financial information provided to the Government. Pursuant to Executive Order 12600, dated June 23, 1987, a Predisclosure Notification will be forwarded to the company (the submitter of record(s)), to provide the submitter an opportunity to comment regarding record disclosure or releasability. Please note that your company will still be responsible for administrative costs (\$44 per hour and \$.15 per page) for the search and review of the records regardless of whether or if records are released. Please let me know if you wish to amend your request. If I do not hear from you, we will continue processing your request in full.

I don't expect to have your response until the end of March, based on submitter's notice notification and our attorney review after receiving their response.

The unredacted information about the contract, the modifications, and delivery orders are available in DIBBS:

For SPE1C118F1247, since it is a delivery order you have to hit the drop down and select delivery order and you will find it. Below is the link for this specific delivery order.

Caution-

<https://www.dibbs.bsm.dla.mil/Awards/AwdRecs.aspxCategory=do&TypeSrch=cq&Value=SPE1C118F1247&Scope=all&Sort=do&EndDate=&StartDate=&lowCnt=&hiCnt> < Caution-

<https://www.dibbs.bsm.dla.mil/Awards/AwdRecs.aspxCategory=do&TypeSrch=cq&Value=SPE1C118F1247&Scope=all&Sort=do&EndDate=&StartDate=&lowCnt=&hiCnt> >

My apologies for the delay.

Thank you,

Shirley Brown / Freedom of  
Information Act (FOIA) Officer

Administrative Law Team

DLA Troop Support

Phone: (215) 737-2199

Fax: (215) 737-2151

#### CONFIDENTIALITY NOTICE

This message may contain information that is privileged, confidential, or otherwise exempt from disclosure under applicable law. This e-mail transmission may contain information intended for the exclusive use of the addressees. If you are not the addressee, or an agent responsible for delivering this message to the addressee, do not examine this message, and any disclosure, dissemination, distribution, copying, or other use of this message or its content by you is prohibited. If you receive this message in error, please notify me immediately by return e-mail or by calling 215.737.2630.

**From:** roseganist@aol.com < Caution-mailto:roseganist@aol.com > [Caution-mailto:roseganist@aol.com < Caution-mailto:roseganist@aol.com? > ]

**Sent:** Thursday, March 8, 2018 11:45 AM

**To:** Brown, Shirley CIV DLA TROOP SUPPORT (US) <Shirley.Brown@dla.mil < Caution-mailto:Shirley.Brown@dla.mil > >

**Cc:** roseganist@aol.com < Caution-mailto:roseganist@aol.com >

**Subject:** [Non-DoD Source] FOIA request 2018-001425

Dear Ms. Brown

This is to inquire when we might expect a response to the above referenced FOIA request.

Thank you for your attention to this matter.

Ruth Ganister

Ruth E. Ganister

Rosenthal and Ganister, LLC

31 Turner Lane

West Chester, PA 19380

610-430-6890

610-430-6889 (fax)

roseganist@aol.com < Caution-mailto:roseganist@aol.com >

SUBJECT TO ATTORNEY-CLIENT PRIVILEGE

THE INFORMATION CONTAINED IN THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL(S) AND/OR ENTITY(S) TO WHICH IT IS ADDRESSED. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION AND AS SUCH IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR AND THAT ANY REVIEW, DISSEMINATION DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND/OR EMAIL AND RETURN THE ORIGINAL MESSAGE TO US. THANK YOU.

# EXHIBIT

## 2



CONTINUATION SHEET REFERENCE NO. OF DOCUMENT BEING CONTINUED:

SPM1C1-13-D-1050 - SPE1C1-18-F-1247

PAGE 2 OF 3 PAGES

## SECTION B

DO Counter: 000001

Tulahoma Industries LLC DBA

SCHEDULE:

Trousers, ACU, Type I, Class II, OCP UNIT: PR UNIT PRICE: \$41.55 TOTAL VALUE: \$2493000.00

CLIN	NSN/PartNumber	UNIT PRICE	SIZE	DEST	TOTAL	04APR18	04MAY18	04JUN18
0001	8415016234172	\$41.55 PRIORITY:DO-C9 FOB:DESTINATION PR:0071864634	SMALL-XSH ORT	PARCEL:SC0150 FREIGHT:SC0150	QTY 3840	QTY 3840 0001AA		
0002	8415016234183	\$41.55 PRIORITY:DO-C9 FOB:DESTINATION PR:0071864634	MEDIUM-XS HORT	PARCEL:SC0150 FREIGHT:SC0150	QTY 7770		QTY 7770 0002AA	
0003	8415016234186	\$41.55 PRIORITY:DO-C9 FOB:DESTINATION PR:0071864634	MEDIUM-RE GULAR	PARCEL:SC0150 FREIGHT:SC0150	QTY 28710	QTY 6660 0003AA	QTY 12240 0003AB	QTY 9810 0003AC
0004	8415016234543	\$41.55 PRIORITY:DO-C9 FOB:DESTINATION PR:0071864634	LARGE-XSH ORT	PARCEL:SC0150 FREIGHT:SC0150	QTY 8610	QTY 8610 0004AA		
0005	8415016234544	\$41.55 PRIORITY:DO-C9 FOB:DESTINATION PR:0071864634	LARGE-SHO RT	PARCEL:SC0150 FREIGHT:SC0150	QTY 10170			QTY 10170 0005AA
0006	8415016234736	\$41.55 PRIORITY:DO-C9 FOB:DESTINATION PR:0071864634	XLARGE-SH ORT	PARCEL:SC0150 FREIGHT:SC0150	QTY 690	QTY 690 0006AA		
0007	8415016234766	\$41.55 PRIORITY:DO-C9 FOB:DESTINATION PR:0071864634	XXLARGE-L ONG	PARCEL:SC0150 FREIGHT:SC0150	QTY 210	QTY 210 0007AA		
			TOTALS		QTY 60000	QTY 20010	QTY 20010	QTY 19980

CONTINUED ON NEXT PAGE

CONTINUATION SHEET

REFERENCE NO. OF DOCUMENT BEING CONTINUED:

SPM1C1-13-D-1050 - SPE1C1-18-F-1247

PAGE 3 OF 3 PAGES

SECTION B

Tullahoma Industries LLC DBA

DESTINATION: PARCEL ADDRESS:  
SC0150 LVI  
FENDERGRASS DISTRIBUTION  
CENTER  
596 BONNIE VALENTINE WAY-DOOR  
20-23  
FENDERGRASS GA 30567  
USA

FREIGHT ADDRESS:  
SC0150 LVI  
FENDERGRASS DISTRIBUTION  
CENTER  
596 BONNIE VALENTINE WAY-DOOR  
20-23  
FENDERGRASS GA 30567  
USA

DELIVERIES:  
20,010.000 PR TO BE DELIVERED ON OR BEFORE 04APR18  
20,010.000 PR ADDITIONAL TO BE DELIVERED ON OR BEFORE 04MAY18  
19,980.000 PR ADDITIONAL TO BE DELIVERED ON OR BEFORE 04JUN18

ACCOUNTING AND APPROPRIATIONS DATA:

LINE OF ACCOUNTING	DOLLAR VALUE	CLIN
97X4930 5CBX 001 2620 S33189	\$2493000.00	0001, 0002, 0003, 0004, 0005, 0006, 0007

# **EXHIBIT**

## **3**

## **Brown, Shirley CIV DLA TROOP SUPPORT (US)**

---

**From:** roseganist@aol.com  
**Sent:** Thursday, January 25, 2018 1:57 PM  
**To:** Brown, Shirley CIV DLA TROOP SUPPORT (US)  
**Cc:** roseganist@aol.com  
**Subject:** Re: RE: RE: [Non-DoD Source] Re: FW: FOIA request task for records - DLA-TS-2018-001425 -

All active links contained in this email were disabled. Please verify the identity of the sender, and confirm the authenticity of all links contained within the message prior to copying and pasting the address to a Web browser.

---

Dear Ms.Brown

Thank you for the explanation. It does satisfy that part of the request. We would still like to receive whatever documentation as exists concerning the balance of the request.

Thank you for your attention to this matter.

Ruth Ganister

Ruth E. Ganister  
Rosenthal and Ganister, LLC  
31 Turner Lane  
West Chester, PA 19380  
610-430-6890  
610-430-6889 (fax)  
roseganist@aol.com

SUBJECT TO ATTORNEY-CLIENT PRIVILEGE.

THE INFORMATION CONTAINED IN THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL(S) AND/OR ENTITY(S) TO WHICH IT IS ADDRESSED. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION AND AS SUCH IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND/OR EMAIL AND RETURN THE ORIGINAL MESSAGE TO US. THANK YOU.

In a message dated 1/25/2018 12:35:05 PM Eastern Standard Time, Shirley.Brown@dla.mil writes:

| Ms. Ganister,

The numbering system for delivery orders underwent a change at the start of FY18. Delivery order numbers for long-term contracts no longer have a 4-digit call number attached to the long-term contract number. Delivery orders now have a 13-digit number with the letter "F" in the ninth position.

The 9th position indicates the type of award it is as follows:

M – SAT buy

D – IDIQ contract

C – contract over the SAT

F – delivery order

I hope this clarifies that item of the request. That's all the information we can provide. If you wish to pursue any funding questions, I will have to forward your request to DLA HQ so they can forward to DLA finance.

Please reply by COB January 29, 2018, or we will assume you are no longer interested in pursuing your request and your request will be administratively closed.

Shirley Brown

Privacy Act / FOIA Specialist

DLA Troop Support

Phone: (215) 737-2199

Fax: (215) 737-2151

#### CONFIDENTIALITY NOTICE

This message may contain information that is privileged, confidential, or otherwise exempt from disclosure under applicable law. This e-mail transmission may contain information intended for the exclusive use of the addressees. If you are not the addressee, or an agent responsible for delivering this message to the addressee, do not examine this message, and any disclosure, dissemination, distribution, copying, or other use of this message or its content by you is prohibited. If you receive this message in error, please notify me immediately by return e-mail or by calling 215.737.2630.

**From:** roseganist@aol.com < Caution-mailto:roseganist@aol.com > [Caution-mailto:roseganist@aol.com < Caution-mailto:roseganist@aol.com? > ]

**Sent:** Wednesday, January 24, 2018 11:50 AM

**To:** Brown, Shirley CIV DLA TROOP SUPPORT (US) < Caution-mailto:Shirley.Brown@dla.mil > >

**Cc:** roseganist@aol.com < Caution-mailto:roseganist@aol.com >

**Subject:** Re: RE: [Non-DoD Source] Re: FW: FOIA request task for records - DLA-TS-2018-001425 -

All active links contained in this email were disabled. Please verify the identity of the sender, and confirm the authenticity of all links contained within the message prior to copying and pasting the address to a Web browser.

Dear Ms. Brown

Thank you for the email. The order identification is unusual in that it is not just a DO#, but rather appears to be as a separate contract. The "F" designation has raised curiosity whether the order may be for FMS and whether therefore for that reason or any other, the funding is not from DoD budgeted funds used to purchase goods for DoD's own use.

I hope that may help as you consider this request. Perhaps if you could explain why the order number is as it is and is not just a DO# as apparently were all other orders under the contract, I could refine the request.

Thank you for your time and attention to this matter.

Ruth Ganister

PS - Please note that my name is Ruth Ganister. Anton Rosenthal is the other member of our LLC. He is also my husband, so by title I may be called Mrs. Rosenthal, but I never changed my name 41+ years ago!

Ruth E. Ganister

Rosenthal and Ganister, LLC

31 Turner Lane

West Chester, PA 19380

610-430-6890

610-430-6889 (fax)

roseganist@aol.com < Caution-mailto:roseganist@aol.com >

SUBJECT TO ATTORNEY-CLIENT PRIVILEGE.

THE INFORMATION CONTAINED IN THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL(S) AND/OR ENTITY(S) TO WHICH IT IS ADDRESSED. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION AND AS SUCH IS PRIVILEGED,

CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND/OR EMAIL AND RETURN THE ORIGINAL MESSAGE TO US. THANK YOU.

In a message dated 1/24/2018 9:40:10 AM Eastern Standard Time, Shirley.Brown@dla.mil < Caution-mailto:Shirley.Brown@dla.mil > writes:

Ms. Rosenthal,

Please clarify what do you mean by "documentation of source of funds"?

DLA Troop Support conducts its work through a unique funding/financial model, we are not sure what kind of response we could provide for this as your request is not clear. We do not have a specific pot of money just for this type of contract. This is not really an answer that Troop Support can provide, I would have to forward it to DoD finance.

Please reply by COB January 26, 2018, or we will assume you are no longer interested in pursuing your request and your request will be administratively closed.

Shirley Brown

Privacy Act / FOIA Specialist

DLA Troop Support

Phone: (215) 737-2199

Fax: (215) 737-2151

#### CONFIDENTIALITY NOTICE

This message may contain information that is privileged, confidential, or otherwise exempt from disclosure under applicable law. This e-mail transmission may contain information intended for the exclusive use of the addressees. If you are not the addressee, or an agent responsible for delivering this message to the addressee, do not examine this message, and any disclosure, dissemination, distribution, copying, or other use of this message or its content by you is prohibited. If you receive this message in error, please notify me immediately by return e-mail or by calling 215.737.2630.

**From:** roseganist@aol.com < Caution-mailto:roseganist@aol.com > < Caution-Caution-mailto:roseganist@aol.com > < Caution-mailto:roseganist@aol.com > ? > ; [Caution-Caution-mailto:roseganist@aol.com < Caution-Caution-mailto:roseganist@aol.com? > < Caution-

mailto:roseganist@aol.com < Caution-Caution-mailto:roseganist@aol.com? > > ;]

**Sent:** Thursday, January 18, 2018 2:22 PM

**To:** Brown, Shirley CIV DLA TROOP SUPPORT (US) <Shirley.Brown@dla.mil < Caution-mailto:Shirley.Brown@dla.mil > < Caution-Caution-mailto:Shirley.Brown@dla.mil < Caution-mailto:Shirley.Brown@dla.mil ? > ;> >

**Cc:** Gordon, Pamela S CIV (US) <pamela.gordon@dla.mil < Caution-mailto:pamela.gordon@dla.mil > < Caution-Caution-mailto:pamela.gordon@dla.mil < Caution-mailto:pamela.gordon@dla.mil ? > ;> >

**Subject:** [Non-DoD Source] Re: FW: FOIA request task for records - DLA-TS-2018-001425 -

Dear Ms. Brown

The contract number appears to be SPM1C1-13-D-1050.

Thank you for your attention to this matter.

Ruth Ganister

Ruth E. Ganister

Rosenthal and Ganister, LLC

31 Turner Lane

West Chester, PA 19380

610-430-6890

610-430-6889 (fax)

roseganist@aol.com < Caution-mailto:roseganist@aol.com > < Caution-Caution-mailto:roseganist@aol.com > < Caution-mailto:roseganist@aol.com > ? > ;

SUBJECT TO ATTORNEY-CLIENT PRIVILEGE.

THE INFORMATION CONTAINED IN THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL(S) AND/OR ENTITY(S) TO WHICH IT IS ADDRESSED. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION AND AS SUCH IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER

APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND/OR EMAIL AND RETURN THE ORIGINAL MESSAGE TO US. THANK YOU.

In a message dated 1/18/2018 1:11:29 PM Eastern Standard Time, Shirley.Brown@dla.mil < Caution-mailto:Shirley.Brown@dla.mil > < Caution-Caution-mailto:Shirley.Brown@dla.mil > < Caution-mailto:Shirley.Brown@dla.mil > ? > ; writes:

Ms. Rosenthal,

Please clarify your contract number. We do not have a contract under that number. What you have provided is a delivery order number.

Please reply by COB January 22, 2018, or we will assume you are no longer interested in pursuing your request and your request will be administratively closed.

Respectfully,

Shirley Brown

Privacy Act / FOIA Specialist

DLA Troop Support

Phone: (215) 737-2199

Fax: (215) 737-2151

#### CONFIDENTIALITY NOTICE

This message may contain information that is privileged, confidential, or otherwise exempt from disclosure under applicable law. This e-mail transmission may contain information intended for the exclusive use of the addressees. If you are not the addressee, or an agent responsible for delivering this message to the addressee, do not examine this message, and any disclosure, dissemination, distribution, copying, or other use of this message or its content by you is prohibited. If you receive this message in error, please notify me immediately by return e-mail or by calling 215.737.2630.